

United States District Court  
Austin, Texas Division

Tiede  
v.  
Collier

RECEIVED

JUL 14 2025

CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY Christy P. Long  
DEPUTY CLERK

No. 1:23-CV-1004-RP

FILED

JUL 14 2025

CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY Christy P. Long  
DEPUTY

NOTICE TO COURT  
FRAUDULENT DELAY OF MAILS

Comes now Petitioner and Amicus Curia Curry Donny Joe in the above styled cause giving notice that he attempted April 2nd, 2025 filing, a 2 page Motion To Take Judicial Notice, a 4<sup>5</sup> page Affidavit of Facts in Support of... (the above), and Certificate of Service, and "Letter of Request" to The Court's Clerk was criminally delayed - The State Paid United States Trustee(s) deliberately denying Claimant's access to your court in the above cited case.

The parcel was entrusted to unknown A.R.R.M. Division Access to Courts, Counsel, and Public Officials employed with remuneration made in Public Funds by BRIAN COLLIER on 2nd April at San Saba 76877, and returned to me opened at NAVASOTA, Texas (77868) on 9th July of 2025. See attached envelope w/ violated U.S. postage.

NEW ADDRESS:

C/O DONNY J. CURRY  
P.O. Box 4567 #2066860  
Navasota, Tex. 77868

Yours,  
Curry Donny Joe  
Curry Donny Joe, Proper



To: Annette French, U.S. District Court Clerk  
501 W. 5th St., Room 1100  
Austin TX 78701

Re: Class Member's Filing - 3 page Affidavit, w/ 2 pages attachments, and 2 page Motion to Take Judicial Notice, w/ cert. of service - in Cause No 1:23-CV-1004-RP,  
Clerk French,

I ask you to file the enclosed eight pages into The Docket for Tiede v. Collier, 1:23-CV-1004-RP. I've sent copies of the affidavit, sans attachments, and motion to The Texas State Attorney General.

I ask you to supply all Plaintiff's Counsel, and Myself, Copies of all said documents after filing/file stamping.

Further, I ask you to provide me Plaintiff's Counsel's Names, Bar Numbers, and Mailing addresses, and to put me on The active parties mailing list until such time as Cause Number 1:23-CV-1004-RP is finally adjudicated.

19th May of 2025

Thank You  
Donny Joe  
Curry Donny Joe

C/O: DONNY J. CURRY<sup>®</sup> (a TRUST)  
P.O. Box 9516  
San Saba, Texas  
Special maritime zone 76877

In The United States District Court  
Austin, Texas Division

Tiede, Plaintiff

# 1:23-CV-1004-RP

v.

Collier, Defendant

State of Texas )  
San Saba County )

Certificate of Service


I, Denny Joe, Curry, The undersigned Declarant make the following certification that I did:

1. Serve upon The Texas State Attorney General a two (2) page Motion to take Judicial Notice of a Fraud Upon The Court, and a Three (3) page affidavit in support thereof, by placing same in an envelope addressed to: Attorney General's Office, State Capitol Mailbox 12548, Austin, TX 78711-2548, and sealing same; and
2. Then placing same in a A.T.C. Supplied "Truck Mail" Envelope with completed Form I-302 "Trust Chart" for mailing by Paid U.S. Trustee in BRIAN COLLIER / GREG ABBOTTS employ at 206 S. Wallace Creek Road at Special maritime jurisdictional zone 76877 on The 18th Day of May of 2025.

JURAT

I certify the foregoing true under the Laws of The United States of America, 28 USC § 1746.1 on This 19th Day of May 2025.

19th May of 2025

  
Curry, Denny Joe



(p.1)

In The United States District Court  
For The Western District of Texas  
AUSTIN, TX Division

Tiede, et al, Plaintiffs

v.  
Brian Collier, et al

#1:23-CV-1004-RP

Class Members Motion to  
Take Judicial Notice  
of Fraud Committed Upon The Court

Comes now Class Member Curry Darryl Joe, d.b.a., Principal and Grantor to trust number DORNY J. CURRY<sup>®</sup> No. 2066860, seeking to inform the Court of a Criminal Fraud Upon The Court by BRIAN COLLIER, the Texas Department of Criminal Justice's State Classification Committee, MR. LISSA BENNETT et seq, and the Texas Department of Criminal Justice's Medical Liaison "Department"; in that

1. Brian Collier et al conspired, under Court's Order, Mandate, and/or Stipulation, in Tiede v. Collier to illegally move Plaintiff Class Prisoners Sixty Five (65) Years and Older, and being Americans with Disabilities Act qualified, onto T.D.C.J. Facilities which he knew, or should have known, were NOT A.D.A. equipped facilities; and

2. Said actions by Defendants were carried out in com-

(2)

plete disregard for Class Members' Rights and needs and/or with malice aforethought for Defendants' own unjust enrichment and self-serving convenience; and

3. To Take Judicial Notice of Defendants' actions, as delineated above and in Class Member Curry's attached affidavit, were in violation of Texas Constitution's Article I Sections 2, 3a, 6-a, 13, 19, 22, 28 and 29; and

a. Take Judicial Notice That Defendants' actions, as delineated above, were in violation of The State of Texas' Statutes Staple found at Texas Penal Code Sections 71.02, (a)(1)(A); 71.021; 22.041 and elsewhere.


I. Wherefor Class Member Curry Donny Joe, underwriter of T.D.C.T. public works TRUST NUMBER 2066860 asks This Court to take judicial notice of The Defendants' fraud upon The Court by unlawfully housing American's With Disabilities Act qualified wards of The State or Units of Assignment which were not equipped for people with disabilities and to issue such finding; and

II. Class Member Curry asks This Court to direct The Clerk of Court to issue certified copies of This Motion, and any notice findings, as well as Curry's Affidavit to all named Tiede Co-Plaintiffs.\* It is so Prayed on This 16th Day of May of

2025.

cl: Donny J. Curry  
P.O. Box 9516 #2066860

\*To include Curry: San Seba, Texas 76877-9579

  
Curry Donny Joe

(1)

In the United States District Court  
Austin, Tex. Division

Tiede, et al, Plaintiffs

No. 1:23-CV-1004-RP

vs  
Collier, et al, Defendants

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State of Texas ), Subscribed True and Correct Under The Laws  
San Saba County ) of The United States - 28 USC § 1746.1

Affidavit of Facts in Support of  
Motion to Take Judicial Notice

1. Declarant Herin, Curry Donny-Joe, declares The following under The Laws of The United States of America:
  - a. Affiant is of Age of Majority, has first hand knowledge of That asserted and is competent to make The following declarations.
2. Prior to being transferred to The San Saba T.D.C.J. Unit at 206 S. Wallace Creek Rd, San Saba, Texas Declarant was housed at the Collier T.D.C.J. Unit where he was afforded sufficient Americans with Disabilities Act fixtures with exception of Wintham Library access;
  - a. Declarant provides here with copies of his official T.D.C.J. Health Summary for Classification (HSM-18), 19 May 2025, and Official T.D.C.J. Medical Passes, 13th Dec. 2024, pp 4 & 5.



3. On 9th May, 2025 Declarant was transferred to The San Saba, Texas T.D.C.U. unit where he was denied the following equal rights as he was afforded at The Cottlefield, Texas unit:
- a. Ability to have/use a reading light;
  - b. Ability to have/use a radio, and FM booster/amplifier as the taxpayers provide on Institutional Division (manufactured) units;
  - c. Ability to use, access "A.D.A. equipped" showers.
4. On, or about, 14th May, 2025, in discussing The T.D.C.U.'s arbitrarily violating Declarant's Rights to Americans With Disabilities Act facilities one R.N. Hoyt informed Declarant that "When U.T.M.B. Staff at San Saba reviewed Declarant's (and numerous others') files they immediately e-mailed T.D.C.U.'s Medical Liaison's Office, on 5th May 2025, telling Defendants 'We are not A.D.A. compliant; DO NOT SEND THESE, ~~Defendant~~ Declarant here'".
5. Prior to this (approx.) 14th May discussion, on 9th May at Declarant's arrival at and attendance with one Unit Classification employee DEBERRY, DeBerry told Declarant "you can sign a 'Cold Bed' waiver and we must process it in two days";
6. Declarant chose, instead of waiving his right to "cooler conditions" to file Step 1 on the horrendous, unconstitutional housing conditions he'd been "thrown into" by Defendants, to wit:

(p3)

a. While housed in 3A, 9th-12th, at San Sabá Detention  
was:

- i. Housed with 28 other wards in housing approximately  
11 yards by 18 yards in measurement;
- ii. Allowed only showers with approx 4 1/2" rim to avoid;
- iii. Constantly under subjection to illicit second hand  
Smoke from "Warden's" K2 customers\*

\* K2 is saturating ALL T.D.C.J. units ward has been sub-  
jected to since his arrival at Wayne Scott/Retrieve Unit-  
and saturation has intensified since Collier set up his  
T.D.C.J. Mail Scanning System - Guaranteeing Unit Wardens  
"Institutionalized" Drug Dealing Monopolies.

Iurat

The foregoing is True and Correct, Certified so  
under the undersigned's full Unlimited Commercial  
Liability Capacity and in accord with United States  
Laws, on this 18th Day of May of 2025.



Curry Donny Joe, Statesman,  
Grantor & Publisher

C/O: DONNY J. CURRY <sup>®</sup> TRUST  
P.O. Box 9516 # 2066860  
San Sabá, TX

zone - special maritime 76877-9516



(p.4)

**Current Patient Restrictions****Patient: CURRY, DONNY J MRN: 2066860 DOB: 12/16/1958 Sex: MALE Race: WHITE**

Order	Provider	Section	Element	Restriction	Start Date	# Days	Exp. Date	Cont	Data	Units
	HOYT, SHARLA K	I	Facility Assignment	Single Level Facility	05/08/2025			Yes		
	HINKLE, MARCUS E	II	Bunk Assignment	Lower Only	03/18/2019			Yes		
	HATCHETT, BRANDY R	II	Extended Medical Hours	Psych Non-KOP	07/30/2024			Yes		
	ISBELL, STEPHEN P	II	Row Assignment	Ground Floor Only	05/02/2022			Yes		
	WILLIAMS, RONALD D	III		1. Medically Unassigned	08/03/2021			Yes		
	WRIGHT, FAYE	III		10. No Bending at Waist	08/07/2017			Yes		
	WRIGHT, FAYE	III		11. No Repetitive Squatting	08/07/2017			Yes		
	WRIGHT, FAYE	III		12. No Climbing	08/07/2017			Yes		
	UNKNOWN, UNKNOWN	III		20a. Medical - No Temperature Extremes	04/03/2017			Yes		
	UNKNOWN, UNKNOWN	III		22. No Exposure to Environmental Pollutants	04/03/2017			Yes		
	UNKNOWN, UNKNOWN	III		23. No Work With Chemicals or Irritants	04/03/2017			Yes		
	OLUSANYA, JOHNSON O	III		7. Limited Standing	01/08/2019			Yes		
	WRIGHT, FAYE	III		9. No Lifting >	08/07/2017			Yes	35	Lbs
	HATCHETT, BRANDY R	IV	Disciplinary Process	Consult Representative of Mental Health Department before taking disciplinary action	07/30/2024			Yes		
	HATCHETT, BRANDY R	V		Mental Health Representative Required	07/30/2024			Yes		
	ALI, DOLORES H			RESEND	11/04/2021					
	ALI, DOLORES H			RESEND	02/25/2021					
	WILLIAMS, RONALD D			RESEND	08/03/2021					
	ALI, DOLORES H			RESEND	05/19/2021					
	ALI, DOLORES H			RESEND	04/18/2022					

**PULHES Management**

	DESIG	CODE	MODIFIER
P	3	M	P
U	1	A	-
L	2	B	P
H	1	A	-
E	2	B	P
S	3	N	T

**PLEASE NOTE: HSM-18 in the mainframe will be updated from these orders hourly from 6AM to 5PM.****User Name: GOLDMAN, LINDA M****[1]****Run Date: 5/19/2025 7:16:58 AM**

(p.5)

Lexus 105904



## OFFENDER MEDICAL PASS

Name: CURRY, DONNY J TDCJ#: 2066860

AGE: 65 RACE: WHITE SEX: MALE

PRINT DATE: 12/13/2024

*This document supersedes all previous.*

### MEDICAL PASSES

Pass Description: **Shower Shoes**

Ordering Provider: D.MCINTYRE

Issue Date: 07/15/2024

Expiration Date: **07/15/2025**

Pass Description: **Walker/Rollator**

Ordering Provider: D.MCINTYRE

Issue Date: 07/15/2024

Expiration Date: **07/15/2025**

*Includes walkers, rolling walkers with wheels, knee walkers, etc. Pass includes permission to use attachable mesh bag.*

Pass Description: **Medical Locker Box**

Ordering Provider: D.MCINTYRE

Issue Date: 07/15/2024

Expiration Date: **07/15/2025**

*Locker box should be within reach and not require climbing or reaching over head.*

Pass Description: **Blanket (ADS/Post-OP)**

Ordering Provider: D.MCINTYRE

Issue Date: 07/15/2024

Expiration Date: **07/15/2025**

Extra blanket and/or pillow in addition to standard allowance.

Pass Description: **Disability Shower**

Ordering Provider: D.MCINTYRE

Issue Date: 08/21/2024

Expiration Date: **08/21/2025**

Pass Description: **Toilet Paper**

Ordering Provider: D.MCINTYRE

Issue Date: 08/21/2024

Expiration Date: **08/21/2025**

2/21/25 SW



Legal

Don't forget  
Box 9576  
#9066860

SAN SABA, TX

76899-9576

Need  
Correct  
Address

"asks me  
if I can find  
the address of  
court clerk  
Annette Treach  
MS, District Court  
501 W. 5th St, Room 1100  
Austin, Tex  
78201

THIS WAS ENTRUSTED

TO SAN SABA UNIT ATT, ON 2 APRIL, 2025; 78201

RECEIVED AND POSTED/AND INSTANTLY OBTAINED

AT PACK 1 UNIT, MARATHON, 9TH JULY.

Amey B. C. 



D14-40 9 July 2025

(Minnesota Housing)



Name: Dorothy T. Curry

TDCJ No.: 2066860  
**WALLACE PACK UNIT**

2400 WALLACE PACK RD,

N404507A, TX

77868-4567

SCREENED BY CSO'S

**JUL 14 2025**



HOUSTON TX RPDG 773

12 JUL 2025 PM 4

ATTN. ANNETTE FRENCH, Clerk

U.S. DISTRICT COURT

501 W. 5TH STREET, RM 1100

AUSTIN, TX

78701

78701-381275



PRIVILEGED COMMUNICATION MAIL  
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INSTITUTIONS DIVISION